

Application No.: 09/284,530

2

Docket No.: 449122016200

REMARKS

Claims 1-19 are pending and under consideration. The following new argument is respectfully submitted with this RCE.

Claims 1-19 were rejected under 35 USC 102(b) as being anticipated by Beeson, Jr. (U.S. Patent No. 5,396,543). This rejection is respectfully traversed.

The claimed invention is directed at overcoming the problem which arises because a network provider needs a network manufacturer to implement a complicated modification of switching actions in a switching system, for example, routing of call connections flexibly for individual/selected subscribers. To this end, claim 1 recites "the data being established subscriber-individually for at least one mobile subscriber via the operation and maintenance sub-system". Thus, conditions for a subscriber-contended control of actions in a mobile switching center MSC are established via the operation and maintenance sub-system OMS.

The Examiner has previously admitted that Beeson establishes call routing by the HLR and the mobile switching center MSC according to a call forwarding number set by a customer. *Applicants respectfully submit that it is well known in the art that a home location register is not a part of an operation and management sub-system.* Thus, it would be impossible for the data to be established subscriber-individually for at least one mobile subscriber via the operation and management sub-system because the HLR is well known to be separate from an operation and management sub-system. The Examiner is respectfully requested to specifically point out where Beeson Jr. teaches that the HLR is part of the operation and management sub-system or supply another reference which discloses that the HLR is part of an operation and management sub-system.

In response to the Examiner's argument that Applicants have not claimed that the HLR is not a part of the operation and management sub-system, Applicants respectfully submit that it is unnecessary to specifically claim this because it is well known that the HLR is never part of the operation and management sub-system. It is not necessary to claim this to clarify the distinctions between Beeson Jr. and the claimed invention.

va-45777

Application No.: 09/284,530

3

Docket No.: 449122016200

As previously asserted, claim 1 also recites that at least one action is controlled subscriber-dependent given *a satisfied condition* of at least one of call-related data and subscriber specific data. Beeson fails to refer to the claimed conditions data (from an OMS) allowing subscriber dependent control of an action. Beeson only teaches subscriber control of an action by modifying call forwarding information, but is completely silent with regard to the claimed conditions data. The Examiner seems to have overlooked this point in the Advisory Action. Applicants respectfully request that the Examiner specifically point out where Beeson Jr. teaches that at least one action is controlled subscriber-dependent given a satisfied condition.

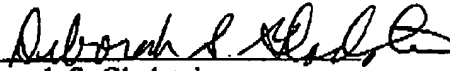
Claim 19 is patentable for the same reasons claim 1 is patentable. Claims 2-18, depending either directly or indirectly from claim 1, are similarly patentable. In view of the foregoing, Applicants respectfully request that this rejection be withdrawn.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no.449122016200.

Dated: October 3, 2003

Respectfully submitted,

By   
Deborah S. Gladstein

Registration No.: 43,636  
MORRISON & FOERSTER LLP  
1650 Tysons Blvd, Suite 300  
McLean, Virginia 22102  
(703) 760-7753

va-45777